

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN**

In re: Steve M. Swattler,
Debtor.

Chapter 13 Proceedings
Case No. 19-29047-beh

NOTICE AND REQUEST TO MODIFY CONFIRMED CHAPTER 13 PLAN

Steve M. Swattler filed papers with the Court requesting modification of the confirmed Chapter 13 Plan in the above case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to confirm the modified plan as proposed, or if you want the Court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the Court a written request for hearing that contains a short and plain statement of the factual and legal basis for the objection. File your written request electronically or mail it to:

Clerk of Bankruptcy Court
517 E. Wisconsin Avenue
Room 126
Milwaukee, WI 53202-4581

If you mail your request to the Court for filing, you must mail it early enough so the Court will **receive** it on or before the expiration of 21 days.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the request and may enter an order confirming the modified plan.

REQUEST TO MODIFY CONFIRMED CHAPTER 13 PLAN

1. The person requesting this plan modification is:
 ☒ the Debtor;
 ___ the Chapter 13 Trustee;
 ___ the holder of an unsecured claim, Name: _____
2. Service: A certificate of service must be filed with this request for plan modification. Designate one of the following:

*ESSERLAW LLC
11805 West Hampton Ave.
Milwaukee, WI 53225
414-461-7000 (t)
414-461-8860 (f)
nancyl@esserlaw.com*

X A copy of this proposed modification has been served on the parties (the debtor, the trustee, the United States trustee and all creditors) as required by Fed. R. Bank. P. 3015(g); or

 A motion requesting limited service is being filed simultaneously with the Court.

3. I request the following modification of the Chapter 13 Plan last confirmed by the Court:

- a. **Due to the COVID-19 pandemic, the debtor's start date at his new food service job has been delayed. Projecting a June 1, 2020 job start, the debtor's chapter 13 plan payments for April, May, and June 2020 shall be suspended.**
- b. **Due to the COVID-19 pandemic and the delayed start of the debtor's new food service job, mortgage payments to Wells Fargo Bank, N.A. shall be suspended for April, May, and June 2020. The suspended mortgage payments shall be paid through the chapter 13 plan with a supplemental claim to be filed by the creditor.**
- c. **The chapter 13 plan will be further modified after payments resume, if necessary, to maintain a feasible plan.**

All remaining terms of the Chapter 13 Plan confirmed on February 11, 2020 are unaffected. In the event of a conflict between the terms of the confirmed Plan and the terms of this modification, the terms of this modification control.

WHEREFORE, the proponent requests that the Court approve this modification to the confirmed Chapter 13 Plan.

CERTIFICATION

Each proponent or the attorney for each proponent must sign this certification. If the proponent is the Debtor, the Debtor's attorney must sign this certification, and the Debtor may, but is not required to sign. If the Debtor does not have an attorney, the Debtor must sign this certification.

The provisions in this modified Chapter 13 plan are identical to those contained in the official local form other than the changes listed in part 3.

I certify under penalty of perjury that the foregoing is true and correct.

Respectfully submitted this 30th day of April, 2020.

Steve M. Swattler, Debtor

/s/ Steven E. Berg
Attorney for Debtors
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